

**DECLARATION AND POWER OF ATTORNEY - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is

sought on the invention entitled OVERHEAD CABLE

the specification of which:

- (a) is attached hereto; or
- (b) was filed on November 29, 2000 as Application No. 09/727,070 or Express Mail No., as Application No. not yet known \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable); or
- (c) was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (if any) and/or under PCT Article 34 on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56;

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, design or inventor's certificate or any PCT international application(s) listed below and have also identified below any foreign application(s) for patent, design or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed for the same subject matter having a filing date before that of the application(s) of which priority is claimed:

**PRIOR FOREIGN APPLICATION(S)**

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 U.S.C. § 119	
JAPAN	10-129916	May 13, 1998	<del>YES</del>	NO
			YES	NO
			YES	NO
			YES	NO

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior

United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

Application No.: \_\_\_\_\_ Filing Date: \_\_\_\_\_ Status: \_\_\_\_\_

POWER OF ATTORNEY: I hereby appoint the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0404, Customer No. 20,995,

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Naoshi KIKUCHI

Inventor's signature Naoshi Kikuchi Day 20 Month Nov. Year 2000

Residence (city and country): Nikko, Tochigi

Citizenship: Japan

Post Office Address: c/o THE FURUKAWA ELECTRIC CO., LTD.  
6-1, Marunouchi 2-chome, Chiyoda-ku, Tokyo 100-8322, Japan

Full name of second inventor: Tamezo SUZUKI

Inventor's signature Tamezo Suzuki Day 22 Month Nov. Year 2000

Residence (city and country): Ihara, Sizuoka

Citizenship: Japan

Post Office Address: c/o THE FURUKAWA ELECTRIC CO., LTD.  
6-1, Marunouchi 2-chome, Chiyoda-ku, Tokyo 100-8322, Japan

Full name of third inventor: \_\_\_\_\_

Inventor's signature \_\_\_\_\_ Day \_\_\_\_\_ Month \_\_\_\_\_ Year \_\_\_\_\_

Residence (city and country): \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Send Correspondence To:  
KNOBBE, MARTENS, OLSON & BEAR, LLP  
Customer No. 20,995  
PF-33



## U.S. ASSIGNMENT

WHEREAS:

Naoshi KIKUCHI and Tamezo SUZUKI

whose full post office address(es) is (are),

c/o THE FURUKAWA ELECTRIC CO., LTD.

6-1, Marunouchi 2-chome, Chiyoda-ku, Tokyo 100-8322, Japan

(hereinafter referred to as ASSIGNOR), has/have invented certain new and useful improvements in an invention entitled:

### OVERHEAD CABLE

(a) for which an application for United States Letters Patent is being executed and filed concurrently herewith;

(b) for which an application for United States Letters Patent was executed on \_\_\_\_\_;

(c) for which an application for United States Letters Patent was filed on November 29, 2000,  
Serial No. 09/727,070;

(d) for which an PCT International application was filed on \_\_\_\_\_ as International application No. \_\_\_\_\_.

WHEREAS:

THE FURUKAWA ELECTRIC CO., LTD. 6-1, Marunouchi 2-chome,  
Chiyoda-ku, Tokyo 100-8322, Japan

(hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that in consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt and sufficiency of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE, its lawful successors and assigns, the full and exclusive right, title and interest to said invention in the United States and its territorial possessions and in all foreign

countries and to all Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, division, continuation-in-part, reexamination, renewal, substitute, extension or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted; and authorize and request the Commissioner of Patent of the United States and any official of any foreign country whose duty it is to issue patents of legal equivalents thereto, to issue same for this invention to ASSIGNEE, its lawful successors and assigns.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents in foreign countries as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof in any foreign country which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/WE have hereunto set hand and signed on the date indicated below:

<u>INVENTOR(S)</u>	<u>DATE SIGNED</u>	<u>WITNESS(ES)</u>
1) <u>Naoshi Kikuchi</u>	<u>Nov. 20, 2000</u>	<u>Yutaka Imadzuhi</u>
2) <u>Tameyo Suzuki</u>	<u>Nov. 22, 2000</u>	<u>T. Okan</u>